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FEB 07 2002

TECH CENTER 1600/290C

**DECLARATION AND POWER OF ATTORNEY**

(Attorney Docket No: 107823.129)

As below-named inventors, We hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names.

We believe that we are the original, and only inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**THERAPEUTIC COMPOSITIONS THAT ALTER THE IMMUNE RESPONSE**

the specification of which (check only one):

- ☐ is attached hereto.
- ☒ was filed as United States Patent Application  
Serial No. 09/376,604  
on August 18, 1999  
and was amended on \_\_\_\_\_  
(if applicable)
- ☐ was filed as PCT Patent Application  
Serial No. \_\_\_\_\_  
on \_\_\_\_\_  
and was amended under PCT Article 19  
on \_\_\_\_\_  
(if applicable)

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of the claims of this application in accordance with Title 37, CFR §1.56(a) and §1.56(b). We also acknowledge the duty to disclose all information which is material to the patentability as defined in 37 CFR §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

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**PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS  
UNDER 35 U.S.C. §119(a)-(d) or 365(b), or 365(a):**

TECH CENTER 1600/290

COUNTRY (if PCT indicate PCT)	APPLICATION NUMBER	DATE OF FILING	PRIORITY CLAIMED UNDER 35 U.S.C. §119 (YES/NO)
PCT	PCT/IB96/00461	May 15, 1996	yes
PCT	PCT/IB99/01114	June 15, 1999	yes

We hereby claim benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

Application Number(s)	Filing Date (MM/DD/YYYY)	Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or 365(c) of any PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior applications and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATION OR PCT INTERNATIONAL APPLICATION(S)  
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. §120 or 365(c):**

APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS: (PATENTED, PENDING OR ABANDONED)
08/877,511	June 17, 1997	PATENTED (6,086,873, July 11, 2000)
09/094,598	June 15, 1998	ABANDONED
09/152,698	September 2, 1998	PENDING

**POWER OF ATTORNEY:** As named inventors, We hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James B. Lampert	Reg. No. 24,564
Wayne M. Kennard	Reg. No. 30,271
Michael J. Bevilacqua	Reg. No. 31,091
Holly L. Baker	Reg. No. 31,321
Henry N. Wixon	Reg. No. 32,073
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Jason A. Reyes	Reg. No. 41,513
Rajesh Vallabh	Reg. No. 35,761
Nancy Chiu, Ph.D.	Reg. No. 43,545
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the mailing address and telephone number of each of whom is HALE AND DORR, 60 State Street, Boston, Massachusetts 02109, (617) 526-6000.

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Direct Telephone Calls to:  
Wayne A. Keown, Ph.D.

HALE AND DORR LLP  
60 State Street  
Boston, Massachusetts 02109

(617) 526-6000  
(617) 526-5000

Wherefore we petition that letters patent be granted to us for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe our names to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Ragupathy Madiyalakan**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence: 9741-89 Avenue, Edmonton, Alberta T6E 2S1 Canada  
Citizenship: Canadian  
Post Office Address: same as residence

Full name of second inventor: **Antoine Noujaim**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence: 58 Wilkin Road, Edmonton Alberta, CANADA T6M 2K4  
Citizenship: Canadian  
Post Office Address: same as residence

Full name of third inventor: **Birgit Schultes**

Inventor's signature *B. Schultes* Date June 28, 01  
Residence: 12 Monadnock Road, Arlington, MA 02476  
Citizenship: German  
Post Office Address: same as residence

Full name of third inventor: **Richard Baum**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence: Bergweg 4, 55595 Hargesheim, Germany  
Citizenship: German  
Post Office Address: same as residence



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PCT	PCT/IB96/00461	May 15, 1996	yes
PCT	PCT/IB99/01114	June 15, 1999	yes

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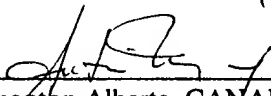
Wherefore we petition that letters patent be granted to us for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe our names to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Ragupathy Madiyalakan**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence: 9741-89 Avenue, Edmonton, Alberta T6E 2S1 Canada  
Citizenship: Canadian  
Post Office Address: same as residence

Full name of second inventor: **Antoine Noujaim**

Inventor's signature  Date June 19/01  
Residence: 58 Wilkin Road, Edmonton Alberta, CANADA T6M 2K4  
Citizenship: Canadian  
Post Office Address: same as residence

Full name of third inventor: **Birgit Schultes**

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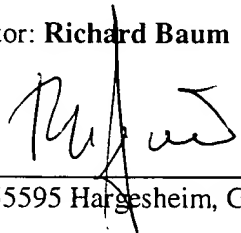
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Residence: Bergweg 4, 55595 Hargesheim, Germany  
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Full name of third inventor: **Birgit Schultes**

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